

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Ryu YOKOYAMA

Confirmation No. 4959

Date: November 2, 2007

Serial No.: 10/633,927

Group Art Unit: 3633

Filed: August 4, 2003

Examiner: Ari M. DIACOU

For: OPTICAL TRANSMISSION SYSTEM AND OPTICAL AMPLIFICATION
METHOD USING IN THE SYSTEM

VIA EFS-WEB

Mail Stop BPAI

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated June 4, 2007 of the Primary Examiner finally rejecting claims 11-16.

The Appeal Fee (**\$510 - Non-Small Entity**; \$255 - Small Entity) is

☒ Submitted via EFS-WEB

☐ Not required (fee paid in prior appeal)

☐ Charge to Deposit Account No. 15-0700

If this communication is filed after the shortened statutory time period had elapsed and no separate Petition is enclosed, the Commissioner of Patents and Trademarks is petitioned, under 37 C.F.R. §1.136(a), to extend the time for filing a response by the number of months which will avoid abandonment under 37 C.F.R. §1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700. In the event that the actual Appeal Fee is greater than the payment submitted herewith or is not enclosed, the Patent Office is authorized to charge the underpayment to Deposit Account No. 15-0700.

Respectfully submitted,

THIS CORRESPONDENCE IS BEING
SUBMITTED ELECTRONICALLY
THROUGH THE UNITED STATES
PATENT AND TRADEMARK OFFICE
EFS FILING SYSTEM
ON NOVEMBER 2, 2007



MAX MOSKOWITZ

Registration No.: 30,576

OSTROLENK, FABER, GERB & SOFFEN, LLP
1180 Avenue of the Americas

New York, New York 10036-8403

Telephone: (212) 382-0700